

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

HODELL-NATCO INDUSTRIES, INC.)	CASE NO. 1:08 CV 2755
Plaintiff,)	JUDGE WELLS
v.)	<u>MOTION TO DISMISS</u>
SAP AMERICA, INC., et al.)	<u>PLAINTIFF'S AMENDED</u>
Defendants.)	<u>COMPLAINT OF DEFENDANTS</u>
)	<u>SAP AMERICA,</u>
)	<u>INC. AND SAP AG</u>

Pursuant to Fed. R. Civ. P. 12(b)(6), Defendants SAP America, Inc. and SAP AG (collectively “SAP”), hereby move this Court to dismiss Plaintiff Hodell-Natco Industries Inc.’s Amended Complaint.

The reasons supporting this Motion are set forth in SAP’s Memorandum in Support, incorporated herein by reference.

Respectfully submitted,

/s/Leo M. Spellacy

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